

*Concld*  
*A'*

---

95. (New) The method of claim 92, wherein the one physiological cyclic interval comprises one interval within a physiological breathing cycle.

**REMARKS**

Applicant requests the foregoing amendment be entered prior to examination of the application. Support for the new claims can be found generally throughout the specification. No new matter has been added.

In response to the Restriction Requirement mailed December 23, 2002, for the above-referenced application, Applicant hereby elects Group I as specified by the Examiner (claims 1-59, drawn to radiation gating, classified in Class 378, subclass 95). Non-elected claims 60-79 have been cancelled. Applicant respectfully submits that new claims 80-95 should be examined with the elected claims of Group I.

If the Examiner has any questions or comments regarding this amendment, the Examiner is respectfully requested to contact the undersigned at the number listed below.

Respectfully submitted,

Bingham McCutchen LLP

Dated: 1/23/03

By:

  
Gerald Chan  
Reg. No. 51,541

Bingham McCutchen LLP  
Three Embarcadero Center  
San Francisco, California 94111  
(650) 849-4960